

AUG 20 2004

Atty. Docket No. 17234

PATENT APPLICATIONIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Larry L. HOOVER, ET AL. )  
Appln. No. 10/789,677 ) Examiner: NYA  
Filing Date: February 28, 2004 ) Art Unit: 3671  
Title: TORSION SPRING ACTIVATED ) Confirm. No.: 7569  
ROUND BALE KICKER ) August 20, 2004

**MS Missing Parts**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

RESPONSE TO NOTICE TO FILE MISSING PARTS AND EXTENSION OF TIME

Dear Sir:

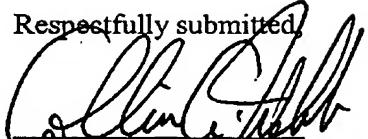
In response to the Notice to File Missing Parts of Nonprovisional Application dated May 20, 2004, Applicants request a one-month extension of time and submit herewith an executed Declaration and Power of Attorney along with a copy of the Notice.

The Commissioner is authorized to charge the \$130 surcharge and the \$110 extension fee to Deposit Account No. 14-0780. The Commissioner is also authorized to charge any additional, necessary fees or to credit any overpayments.

08/23/2004 EAREGAY1 00000089 140780 10789677

02 FC:1251 110.00 DA

Applicants' undersigned attorney may be reached in our New Holland,  
Pennsylvania office by telephone at (717) 355-4954.

Respectfully submitted,  
  
Attorney for Applicants  
Collin A. Webb  
Reg. No. 44,396

CNH America LLC  
Intellectual Property Law Dept.  
Mail Stop 641  
500 Diller Ave.  
P.O. Box 1895  
New Holland, Pennsylvania 17557-0903

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/789,677	02/28/2004	Larry L. Hoover	17234

25542  
 CNH INTELLECTUAL PROPERTY LAW DEPARTMENT  
 CASE NEW HOLLAND INC.  
 P.O. BOX 1895  
 MS 641  
 NEW HOLLAND, PA 17557

**CONFIRMATION NO. 7569**  
**FORMALITIES LETTER**



\*OC000000012733445\*

Date Mailed: 05/20/2004

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION****FILED UNDER 37 CFR 1.53(b)***Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$130 for a Large Entity

- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

*A copy of this notice MUST be returned with the reply.*

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BINH

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

PTO/SB/17 (10-03)

Approved for use through 07/31/2006. OMB 0651-0032  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT

\$240.00

## Complete if Known

Application Number	10/789,677
Filing Date	February 28, 2004
First Named Inventor	Larry L. HOOVER, ET AL.
Examiner Name	NYA
Art Unit	3671
Attorney Docket No.	17234

## METHOD OF PAYMENT (check all that apply)

 Check  Credit card  Money Order  Other  None  
 Deposit Account:
Deposit Account Number **14-0780**Deposit Account Name **CNH America LLC**

The Director is authorized to: (check all that apply)

 Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) or any underpayment of fee(s)  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity Small Entity

Fee Code (\$)	Fee	Fee Code (\$)	Fee Description	Fee Paid
1001	770	2001	385 Utility filing fee	
1002	340	2002	170 Design filing fee	
1003	530	2003	265 Plant filing fee	
1004	770	2004	385 Reissue filing fee	
1005	160	2005	80 Provisional filing fee	
SUBTOTAL (1)				

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Extra Claims		Fee from below	Fee Paid
Total Claims	-20** =	0	X _____ = 0.00
Independent Claims	-3** =	0	X _____ = 0.00
Multiple Dependent			= _____

Large Entity	Small Entity	Fee Description
1202	18	2202 8 Claims in excess of 20
1201	86	2201 43 Independent claims in excess of 3
1203	290	2203 145 Multiple dependent claim, if not paid
1204	86	2204 43 ** Reissue independent claims over original patent
1205	18	2205 9 ** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)		\$0.00

\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee	Fee Code (\$)	Fee Description	Fee Paid
1051	130	2051	65 Surcharge - late filing fee or oath	130.00
1052	50	2052	25 Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130 Non - English specification	
1812	2,520	1812	2,520 For filing a request for ex parte reexamination	
1804	920*	1804	920* Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840* Requesting publication of SIR after Examiner action	
1251	110	2251	55 Extension for reply within first month	110.00
1252	420	2252	210 Extension for reply within second month	
1253	950	2253	475 Extension for reply within third month	
1254	1,480	2254	740 Extension for reply within fourth month	
1255	2,010	2255	1,005 Extension for reply within fifth month	
1401	330	2401	165 Notice of Appeal	
1402	330	2402	165 Filing a brief in support of an appeal	
1403	290	2403	145 Request for oral hearing	
1451	1,510	1451	1,510 Petition to institute a public use proceeding	
1452	110	2452	55 Petition to revive - unavoidable	
1453	1,330	2453	665 Petition to revive - unintentional	
1501	1,330	2501	665 Utility issue fee (or reissue)	
1502	480	2502	240 Design issue fee	
1503	640	2503	320 Plant issue fee	
1460	130	1460	130 Petitions to the Commissioner	
1807	50	1807	50 Processing fee under 37 CFR § 1.17(q)	
1806	180	1806	180 Submission of Information Disclosure Statement	
8021	40	8021	40 Recording each patent assignment per property (times number of properties)	
1809	770	2809	385 Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	770	2810	385 For each additional invention to be examined (37 CFR § 1.129(b))	
1801	770	2801	385 Request for Continued Examination (RCE)	
1802	900	1802	900 Request for expedited examination of a design application	
Other fee (specify)				

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

\$240.00

## SUBMITTED BY

Name (Print/Type)	Collin A. Webb	Registration No. (Attorney/Agent)	44,396	Telephone	717-355-4954
Signature			Date	August 20, 2004	

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.